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RYAN, MASON & LEWIS, LLP  
90 FOREST AVENUE  
LOCUST VALLEY, NY 11560

In re Application of

Hackbarth, et al.

Application No. 09/886,876

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**DEC 20 2005**

**OFFICE OF PETITIONS**

: DECISION ON PETITION

Filed: June 21, 2001

Attorney Docket No. 2-3-12

This is a decision on the petition under 37 CFR 1.137(b), filed September 23, 2005, to revive the above-identified application.

The petition is **GRANTED**.

The above-cited application became abandoned for failure to reply in a timely manner to the non-final Office action mailed January 13, 2005, which set a shortened statutory period for reply of three (3) months from its mailing date. No extension of time pursuant to 37 CFR 1.136(a) was obtained within the allowable period. Accordingly, the application became abandoned on April 14, 2005.

The amendment filed September 23, 2005, is noted and made of record.

The request for an extension of time filed September 23, 2005, is noted, however; the request was made outside the maximum statutory period set for reply and cannot be granted. The amount of \$2,160.00 will be refunded, in due course.

The application is being forwarded to Technology Center 2100, GAU 2174 for further processing.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3222.

*Kenya A. McLaughlin*

Kenya A. McLaughlin  
Petitions Attorney  
Office of Petitions